THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.24576 OF 2006

Dated 26th February, 2007

Between:

A.L.Narasimha Rao …Petitioner

And

Government of Andhra Pradesh
And two others …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.24576 OF 2006

O R D E R *(Per the Hon'ble Sri Justice Bilal Nazki):*

The order passed by the Government on 09-09-2006 is challenged in this writ petition. This is a communication from Secretary to Government (Law) to the Registrar of the High Court and it states that Sri A.L.Narasimha Rao, petitioner herein, District Munsif, retired in 1982 had made an application to equate the post of District Munsif to that of Junior Civil Judge with assured career progression scale-II. The Government informed the Registrar that the career progression scheme was not applicable to the petitioner, since he was not in service as on 01-07-1996.

Counter has been filed by the Registrar of the High Court, second respondent, in which it is stated that the Supreme Court had given a direction by its order dated 01-11-2006 in I.A.No.157 in W.P (Civil) No.1022/89 in the following terms.

> *"The direction in respect of full qualifying service in the Government order dated 17-07-2004 is set aside, as prayed in the application. The Government of Andhra Pradesh is directed to work out the benefit strictly in terms of first recommendation contained in para 23.18 of the Shetty Commission, as quoted above. The interlocutory application is disposed of*

accordingly".

Learned counsel for the parties submit that in view of these directions of the Supreme Court, the petitioner's case will have to be reconsidered.

In view of these submissions, we allow the writ petition, set aside the order dated 09-09-2006 and direct the respondents to consider the application of the petitioner in view of the directions given by the Supreme Court. No order as to costs.

_____

(Bilal Nazki,J)

Dated 26th February, 2007

_____

(Nooty Ramamohana Rao,J)

vrn